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November 1, 1993

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Mr. William F. Caton
Acting Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

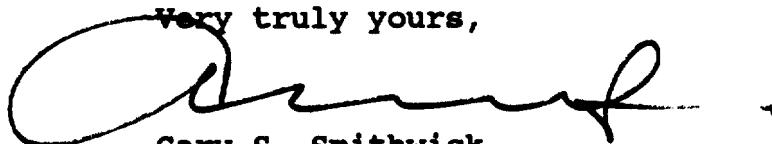
RE: WKNB(FM), Port St. Joe, Florida
Southern Broadcasting Companies, Inc.
Channel 233
Petition for Rule Making

Dear Mr. Caton:

Transmitted herewith, on behalf of Southern Broadcasting Companies, Inc., proposed assignee of the license of WKNB(FM), Port St. Joe, Florida, are an original and five copies of its "Petition for Rule Making."

If there are any questions with respect to this matter, please communicate with the undersigned.

Very truly yours,



Gary S. Smithwick
Counsel for
SOUTHERN BROADCASTING COMPANIES, INC.

GSS/pn
Enc.

cc: WKNB Public File
Southern Broadcasting Companies, Inc.
Dennis F. Begley, Esquire

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Washington, D.C. 20554

In the Matter of) MM Docket No. _____
) RM- _____
Amendment of Section 73.202(b))
(Table of Allotments))
FM Broadcast Stations)
)
Port St. Joe and Parker, Florida)

TO: Chief, Mass Media Bureau
Policy and Rules Division
Allocations Branch

Southern Broadcasting Companies, Inc., ("SBC"), proposed assignee of the license of WKNB(FM), Port St. Joe, Florida,¹ by its attorneys, and pursuant to Section 1.420(i) of the Commission's Rules, hereby respectfully requests the Commission to amend Section 73.202(b) of the Rules to (a) delete Channel 233 from Port St. Joe, Florida; (b) add Channel 233 to Parker, Florida; and (c) modify the license for WKNB(FM), Port St. Joe, Florida, to specify "Parker, Florida" as the city of license. In support whereof, the following is shown:

1. WKNB operates on Channel 233 at Port St. Joe, Florida. SBC requests the Commission to delete Channel 233 from Port St. Joe and to reallocate it to Parker, Florida, with a concurrent modification of license of WKNB to operate on

¹ On October 29, 1993, SBC filed an application seeking assignment of license of WKNB from Asterisk Broadcasting, Inc. ("Asterisk"). The terms of the agreement between SBC and Asterisk permit SBC to file this Petition. (See Attachment A, Addendum to Contract for Sale of WKNB.)

Channel 233 at Parker, Florida. This change is permissible under Section 1.420(i) of the Rules, which authorizes the Commission to modify the license or permit of an FM station to specify a new community of license where the amended allotment would be mutually exclusive with the licensee's present allotment.

2. Two factors must be demonstrated in order to change a station's city of license in a rule making proceeding:

(1) the channel changes must be mutually exclusive, and (2) the rule making must not deprive a community of an existing service representing its only local transmission service.

The Commission stated that in making the determination of whether to amend the Table of Assignments it would "take into account the totality of the service improvements resulting from a proposed change in community of license in determining whether an allotment proposal should be approved." See Modification of FM and TV Authorizations (New Community of License), 4 FCC Rcd 4870 [66 RR 2d 877] (1989). As is demonstrated herein, SBC's proposal is consistent with the Rule and Commission policies.

3. Attached hereto as Attachment B is a Technical Exhibit, which is incorporated herein by reference, which provides the Commission with information about the proposed Port St. Joe/Parker channel exchange.

Port St. Joe, Florida

4. As stated in the Technical Exhibit, Port St. Joe had a 1990² population of 4,044. Port St. Joe has three commercial broadcast stations, WMTO(M), WJOE(AM) and WKNB. WKNB would continue to provide regional service to Port St. Joe.

Parker, Florida

5. Parker is an incorporated city which had a 1990 population of 4,598. Parker employs a full-time city manager, police department, and public works department. Parker is the oldest city in Bay County. WKNB would bring first local service to Parker, since Parker currently does not have a local station.

Public Interest Considerations

6. In changing its city of license, WKNB will not be required to relocate its transmitter site. WKNB will continue to provide its current signal strength to the residents of Port St. Joe. Since Port St. Joe will continue to receive local service from WMTO and WJOE, SBC's proposal will not deprive Port St. Joe of its only local transmission service.

7. As shown in the attached Technical Exhibit, Parker is entirely covered by a 70 dBu or better signal from WKNB(FM). Thus, modification of the license for WKNB would

² There is a typographical error in the date in the technical exhibit.

be consistent with the Commission's city-grade contour coverage requirements.

8. The proposals for Port St. Joe and Parker are mutually exclusive.

9. The Commission's priorities for assigning FM allotments are set out in Revision of FM Assignment Policies and Procedures, 90 FCC 2d 88, 92 [51 RR 2d 807] (1982). They are: (1) first aural service, (2) second aural service, (3) first local service, and (4) other public interest matters. Co-equal weight is given to priorities (2) and (3). Here, first local service to Parker is preferred to third local service to Port St. Joe. Thus, there would be no adverse public interest impact resulting from the allotment of Channel 233 to Parker.

WHEREFORE, SBC respectfully requests the Commission to amend Section 73.202(b) of the Commission's Rules, as follows:

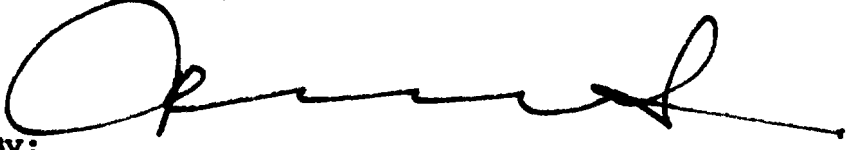
	<u>Florida</u>	
	<u>Present</u>	<u>Proposed</u>
Port St. Joe ³	228C2, 233C	228C2
Parker	----	233C

³ WJOE(AM) is also licensed to serve Port St. Joe.

SBC also requests the Commission to modify the license
of WKNB to operate on FM Channel 233 at Parker, Florida.

Respectfully submitted,

**SOUTHERN BROADCASTING
COMPANIES, INC.**


By: _____
Gary S. Smithwick
Its Attorney

SMITHWICK & BELENDIUK, P.C.
1990 M Street, N.W.
Suite 510
Washington, D.C. 20036
(202) 785-2800

November 1, 1993

ATTACHMENT A

CONTRACT FOR SALE

This Contract for Sale is entered into this 19th day of October, 1993 by Asterisk Broadcasting, Inc. ("Seller"), and Southern Broadcasting Companies, Inc., ("Buyer"). Seller and Buyer hereby agree to the sale and purchase of the assets and the assignment of the license ("License") for FM Broadcast Station WKNB, Port St. Joe, Florida ("Station") from Seller to Buyer upon the following terms and conditions.

1. FCC Approval. The consummation of this Contract shall not take place until after the Federal Communications Commission ("Commission") has issued a Public Notice giving consent to the assignment of the License from Seller to Buyer.

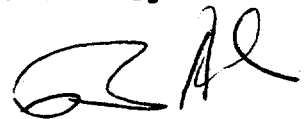
2. Assets Included in the Sale. The assets being sold, transferred, and assigned ("Assets") shall include:

(a) All of the tangible property ("Tangible Property") used or usable in the operation of Station WKNB, including but not limited to the property listed in the attached Exhibits A & B and not excluded in Paragraph 3, together with the replacements thereof or additions thereto made between the date of this Contract and the Closing Date, free and clear of all liens, claims, security interests and encumbrances of any kind whatsoever.

(b) All of the contracts ("Contracts"), including contracts for the sale of advertising on the Station in effect as of the Closing Date and leases ("Leases"), all as described in the attached Exhibit C. Buyer will assume all of the Contracts, including those for sale of time after the Closing Date and all such Contracts for which payment in cash has been received in whole or in part prior to the Closing Date and Seller shall reimburse Buyer at Closing on a pro rata basis for the unexpired time of such contracts. Buyer will further assume all agreements, executed or executory, relating to the exchange of time on the Station for goods,

19
Addendum

Changes to Facilities. Seller agrees that, beginning on the date of signing of the Asset Purchase Agreement, Buyer may file at Buyer's expense with the Commission any applications, petitions, or other papers as deemed necessary by Buyer to change the facilities of the Stations. Seller will execute any consents necessary for such filings by Buyer.

A handwritten signature in black ink, appearing to be "AL" or similar, located to the right of the text block.

ATTACHMENT B

**TECHNICAL EXHIBIT
PETITION FOR RULE MAKING
SOUTHERN BROADCASTING COMPANIES, INC.
WKNB - PORT ST. JOE, FLORIDA**

OCTOBER 21, 1993

TECHNICAL EXHIBIT
SOUTHERN BROADCASTING COMPANIES, INC
PETITION FOR RULEMAKING
CHANGE CITY OF LICENSE
WKNB - PORT ST. JOE, FL.
TO PARKER, FL.

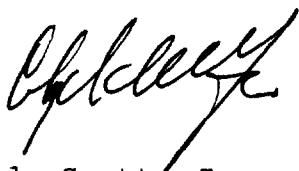
This technical exhibit is offered in support of a petition for rulemaking to change city of license of radio station WKNB, now licensed to Port St. Joe, Florida, to Parker, Florida.

Offered as exhibit-2 is a map showing both the incorporated city limits of Parker, Florida and the 70 DB/u (3.16mV/m) contour of WKNB from it's present tower location. This exhibit clearly shows that Parker will be fully encompassed within the 70 DB/u contour, and in full compliance with CFR 73.315 of the Commissions rules. WKNB presently operates as a class C facility on channel 233. The antenna center of radiation is 281m above average terrain and 328m above mean sea level.

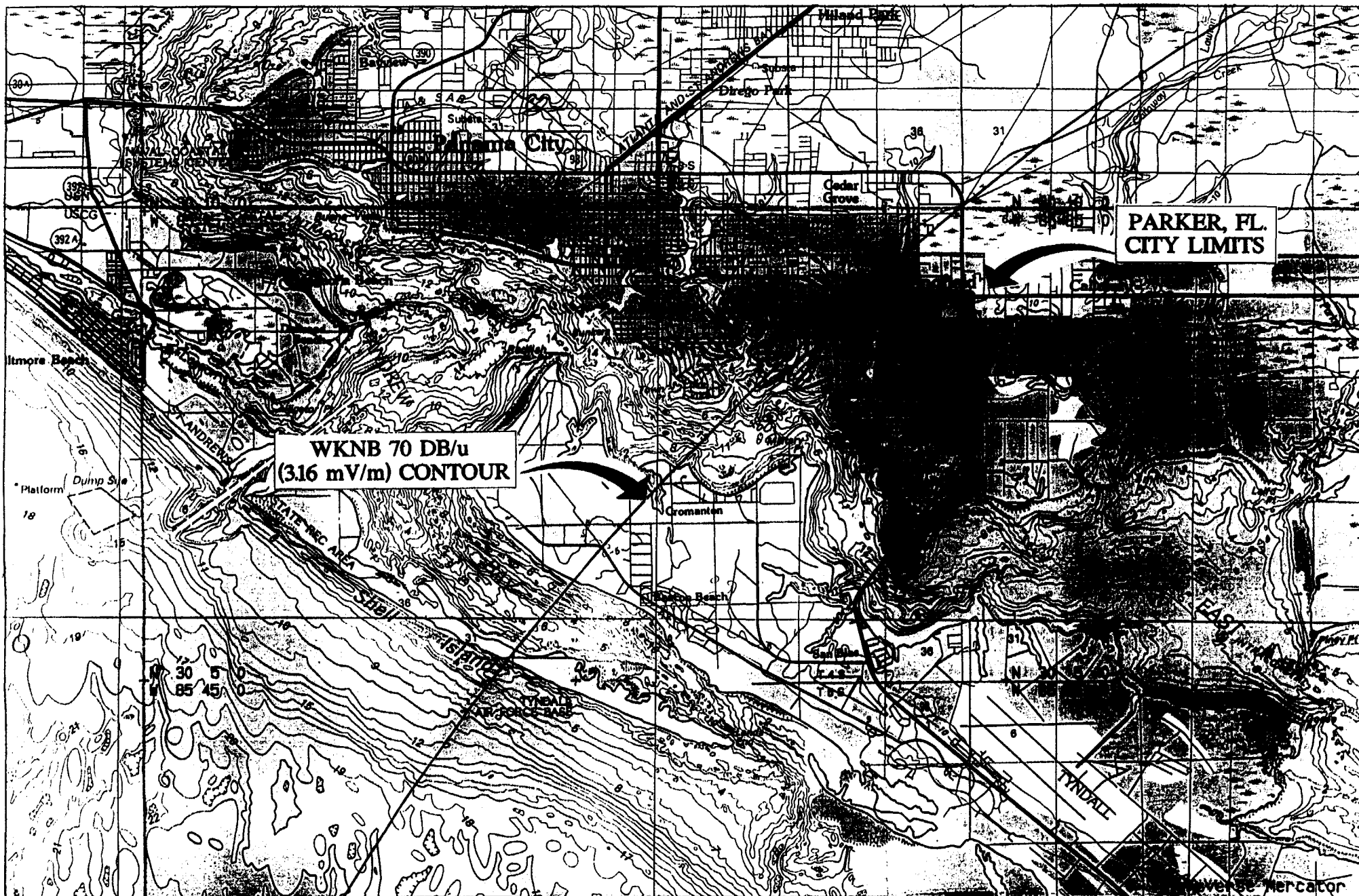
Parker, Florida is located in the southeast coastal area of Bay County and presently has a population of 4,598 residents according to the 1900 census and 4,600 as estimated by Parker Chamber Of Commerce. Parker is a fully incorporated city, employing a full time City Manager, Police Department, and Public Works Department. Parker is the oldest city in Bay County and one of the oldest cities in Florida. Parker is governed by a Mayor and five elected members of city council. According to the 1990 census data, Port St. Joe has a population of 4,044 and is declining.

Port St. Joe, Florida presently is served by three aural services including WKNB. Also licensed to Port ST. Joe is WMTO(FM), operating as a C2 facility with 14.5kw ERP and an antenna height of 204m amsl, and WJOE(AM) operating on 1080 Khz with 1KW power as a daytime facility. Parker presently has no local service of any kind, therefore, the public interest would be better served by changing the city of license of WKNB to Parker, leaving Port ST. Joe with two aural services.

Respectfully submitted:

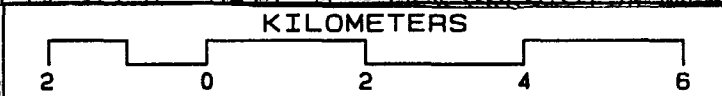


Clyde Scott, Jr.
EME Communications



WKNB 70 DB/u
(3.16 mV/m) CONTOUR

PARKER, FL.
CITY LIMITS



EME COMMUNICATIONS
Consulting Engineers
MOULTRIE, GEORGIA, U.S.A.

PLOT IS 1:100,000 SCALE

PARKER, FL CITY LIMITS

PLOT SHOWING 3.16 mV/m - WKNB

10/21/93

EXHIBIT-2

AFFIDAVIT AND OUALIFICATIONS OF PREPARER

STATE OF GEORGIA)
CITY OF MOULTRIE)
COLQUITT COUNTY)

SS:

CLYDE SCOTT, JR. FIRST BEING DULY SWORN, DEPOSES AND SAYS HE IS A BROADCAST ENGINEER AND PRESIDENT OF EME COMMUNICATIONS. HE HAS BEEN ENGAGED TO PREPARE THE ATTACHED TECHNICAL EXHIBIT

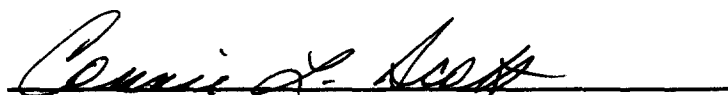
THAT HIS QUALIFICATIONS ARE A MATTER OF RECORD BEFORE THE FEDERAL COMMUNICATIONS COMMISSION AND HAS BEEN ACTIVE IN THE BROADCAST INDUSTRY SINCE 1965 AND IN BROADCAST ENGINEERING SINCE 1972. THAT HE IS THE HOLDER OF GENERAL RADIOTELEPHONE LICNESE NO. PG-6-30133.

THAT THE ATTACHED TECHNICAL EXHIBIT WAS EITHER PREPARED BY HIM OR UNDER HIS DIRECT SUPERVISION. ALL MATERIAL AND EXHIBITS HERETO ARE BELIEVED TO BE TRUE AND CORRECT.



CLYDE SCOTT, JR.
AFFIANT

SUBSCRIBED AND SWORN TO BEFORE ME THIS
21st DAY OF OCTOBER, 1993



Notary Public, Colquitt County, Georgia
My Commission Expires October 7, 1997